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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION

11 HENRY L. HARRIS,

12 Plaintiff,

13 v.

14 JOHN POTTER,

15 Defendant.  
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No. C 05-1286 BZ

**STIPULATION AND ~~PROPOSED~~  
ORDER FOR WAIVER OF COSTS  
AND WAIVER OF RIGHT TO FILE  
NOTICE OF APPEAL**

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1 THE PARTIES HEREBY STIPULATE AND AGREE AS FOLLOWS: Defendant Potter  
2 waives his right to recover costs from plaintiff in exchange for plaintiff's agreement to waive the  
3 right to file a Notice of Appeal from the Judgment entered in favor of Defendant Potter and  
4 against plaintiff on May 9, 2007.

5 SO STIPULATED.

6 Dated: June \_\_, 2007

*Victoria E. Monroe*

VICTORIA E. MONROE  
Successor In Interest to Deceased  
Plaintiff In Pro Se Henry L. Harris

10 SCOTT N. SCHOOLS  
United States Attorney

11  
12 Dated: ~~June~~ <sup>July</sup> 2, 2007

*Jonathan U. Lee*

JONATHAN U. LEE  
Assistant United States Attorney  
Counsel for Defendant John E. Potter

15 **ORDER**

16 Pursuant to the foregoing Stipulation of the parties, and good cause appearing therefore,  
17 IT IS SO ORDERED. The Clerk of the Court is hereby notified that each side shall bear his or  
18 her costs. The Clerk is also hereby directed to close the file.

19 Dated: July 2, 2007

*Bernard Zimmerman*  
Hon. BERNARD ZIMMERMAN  
United States Magistrate Judge

